

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Archie Sanders, individually; James
Houston, individually;

Plaintiff,

vs.

Church Mutual Insurance Company, Inc.;
DOES 1 through 100; and ROE
CORPORATIONS 101 through 200

Defendants

CASE NO.: 2:12-cv-01392-LRH-PAL

**STIPULATION AND ORDER FOR
VOLUNTARY DISMISSAL AND
WITHDRAWAL OF PENDING
MOTION FOR SUMMARY
JUDGMENT (#17)**

IT IS HEREBY STIPULATED AND AGREED BY AND BETWEEN, the
Plaintiffs, ARCHIE SANDERS and JAMES HOUSTON, by and through their attorney
of record, SCOTT L. POISSON, ESQ. and JAMIE H. CORCORAN, ESQ., of the firm
BERNSTEIN & POISSON, and Defendant, CHURCH MUTUAL INSURANCE
COMPANY, by and through their counsel of record, PETER ANGULO ESQ. of the firm

1 OLSON, CANNON, GORMLEY, ANGULO, & STOBERSKI, stipulate that the above-
2 captioned lawsuit shall be dismissed as follows:

3 **Count I (negligence) has already been dismissed by prior order of the Court,**
4 **said dismissal is with prejudice**

5 **As to Count II (breach of contract), this Claim shall be dismissed WITHOUT**
6 **prejudice,** with each party to bear its own fees and costs.

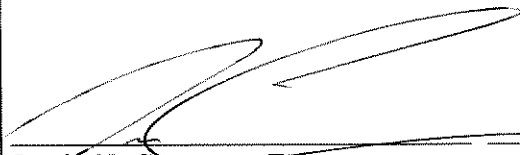
7 **As to Count III (breach of the implied covenant of good faith and fair dealing),**
8 this claim shall be **dismissed WITH prejudice,** with each party to bear its own fees and
9 costs.
10

11 **As to Count IV (unfair claims practices), this Claim shall be dismissed WITH**
12 **Prejudice,** with each party to bear its own fees and costs.

13 In addition, as a result of this Stipulation, Defendant agrees to withdraw its
14 presently pending Motion for Summary Judgment (#17) as moot.
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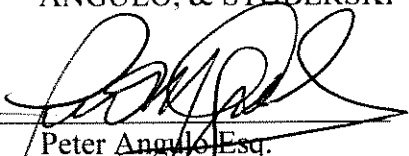
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17 Dated this 1 day of May, 2013

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19 BERNSTEIN & POISSON

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21 
22 Jamie H. Corcoran, Esq.
23 320 S. Jones Blvd.
24 Las Vegas, NV 89107
Attorneys for Plaintiff

25 Dated this 1 day of May, 2013

26 OLSON, CANNON, GORMLEY,
27 ANGULO, & STOBERSKI

28 
Peter Angulo, Esq.
9950 W. Cheyenne Avenue
Las Vegas, Nevada 89129
Attorneys for Defendant

ORDER

IT IS HEREBY ORDERED Plaintiffs' Complaint against Church Mutual Insurance Company is dismissed completely in the following manner: **without prejudice** as to Count II and **with prejudice** as to Counts III, and IV – with the parties to bear their own costs and attorneys' fees.

DATED this 3rd day of May, 2013



LARRY R. HICKS
UNITED STATES DISTRICT JUDGE